Washington, Tuesday, July 21, 1953

TITLE 3—THE PRESIDENT **EXECUTIVE ORDER 10470**

AMENDING EXECUTIVE ORDER No. 10408.1 TRANSFERRING THE ADMINISTRATION OF A CERTAIN PORTION OF THE TRUST TERRI-TORY OF THE PACIFIC ISLANDS FROM THE SECRETARY OF THE INTERIOR TO THE SEC-RETARY OF THE NAVY

By virtue of the authority vested in me as President of the United States, it is ordered as follows:

1. Executive Order No. 10408 of November 10, 1952, transferring the administration of that portion of the Trust Territory of the Pacific Islands which includes the islands of Tinian and Saipan from the Secretary of the Interior to the Secretary of the Navy, is hereby amended to provide that that portion of the Trust Territory of the Pacific Islands over which administration is transferred from the Secretary of the Interior to the Secretary of the Navy shall include all of the Northern Mariana Islands of the Trust Territory of the Pacific Islands except the Island of Rota.

2. Nothing contained in Executive Order No. 10408, as amended by this order, shall be construed to modify the rights or obligations of the United States under provisions of the Trusteeship Agreement for the Trust Territory of the Pacific Islands approved by the President on July 18, 1947, or to affect or modify the responsibility of the Secretary of State to interpret the rights and obligations of the United States arising out of international agreements.

DWIGHT D. EISENHOWER

THE WHITE HOUSE. July 17 1953.

[F. R. Doc. 53-6458; Filed, July 17, 1953; 3:57 p. m.]

EXECUTIVE ORDER 10471

AUTHORIZING THE HEADS OF DEPARTMENTS AND AGENCIES TO GRANT LEAVES OF ABSENCE TO CERTAIN PERSONS

By virtue of the authority vested in me by section 301 of title 3 of the United

¹17 F. R. 10277; 3 CFR 1952.

States Code, and as President of the United States, it is ordered as follows:

1. The heads of the several departments and agencies of the Government are hereby authorized and empowered, without the approval, ratification, or other action of the President, to exercise, with respect to personnel in their respective department or agency, the authority conferred upon the President by section 202 (c) (2) of the Annual and Sick Leave Act of 1951, as added by the act of July 2, 1953, Public Law 102, 83rd Congress, to authorize leaves of absence in accordance with the said section 202 (c) (2) to persons who receive compensation in accordance with section 411 of the Foreign Service Act of 1946.

2. This order shall be effective as of July 5, 1953.

DWIGHT D. EISEITHOWER

THE WHITE HOUSE,

July 17, 1953.

[F. R. Doc. 53-6457; Filed, July 17, 1953; 3:57 p. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6-EXCEPTIONS FROM THE COMPETITIVE SERVICE

DEPARTMENT OF THE INTERIOR

- 1. Effective upon publication in the FEDERAL REGISTER, § 6.110 (b) (4) is amended to read as follows:
- § 6.110 Department of the Interior.
- (b) Office of the Secretary. • •
- (4) Chief, Branch of Investigations, and six investigators, Branch of Investigations.
- 2. Effective upon publication in the FEDERAL REGISTER, the following positions are excepted from the competitive service under Schedule C:
- § 6.310 Department of the Interior.
- (d) Bureau of Mines. (1) One private secretary to the Director.
 - (2) Chief Counsel.

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(For use during 1953)

The following:Supplements are now available:

Title 6 (\$1.50); Title J4: Part 400end (Revised Book) (\$3.75); Title .32: .Parts .1-699 (\$0.75); Title 38 (\$1.50); Title 43 (\$1.50); Title 46: Part 146-end (\$2.00)

Previously announced: Title 3 (\$1.75); Titles 4-5 (\$0:55); Title Z: Parts 1-209 (\$1.75), (Parts 210-899 (\$2.25), Part 900-end ((Revised Book) (\$6.00); Title 8 (Revised Book) (\$1.75); Title '9 (\$0.40); Titles 10-13 (\$0.40); Title 15 (\$0.75); Title 16 (\$0.65); Title 17 (\$0.35); Title 18 (\$0.35); Title 19 (\$0.45); Title 20 (\$0.60); Title 21 (\$1.25); Titles 22-23 (\$0.65); Title 24 (\$0.65); Title 25 (\$0.40); Title 26: Parts 80-169 (\$0.40), Parts 170-182 (\$0.65), Parts 183-299 (\$1.75); Title 26: Part 300-end, Title 27 (\$0.60); Titles 28-29 (\$1:00); Titles 30-31 (\$0.65); Title 32: Part 700-end (\$0.75); Title 33 (\$0.70); Titles 35-37 (\$0.55); Title .39 (\$1.00); Titles -40-42 (\$0.45); Titles 44-45 (\$0.60); Title 46: Parts 1-145 (Revised Book) (\$5.00); Titles 47-48 (\$2.00); Title 49: Parts 1-70 (\$0.50), Parts 71-90 (\$0.45), Parts 91-164 (\$0.40), Part 165-end (\$0.55); Title .50 (\$0.45)

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- (e) Geological Survey. (1) Chief Counsel.
- (R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633. E, O. 10440, March 31, 1953, 18 F. R. 1823)

UNITED STATES CIVIL SERV-ICE COMMISSION,

[SEAL] WM. C. HULL.

Executive Assistant.

[F. R. Doc. 53-6415; Filed, July 20, 1953; 8:50 a. m.]

PART 6-EXCEPTIONS FROM THE COMPETITIVE SERVICE

DEPARTMENT OF THE INTERIOR

Effective upon publication in the FED-ERAL REGISTER, the positions listed below

are expected from the competitive service under Schedule C.

- § 6.310 Department of the Interior.
- (c) Fish and Wildlife Service. * * * (2) One private secretary to the Director.
 - (3) Two Assistant Directors.
 - (4) One Chief Counsel.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633. E. O. 10440, March 31, 1953, 18 F. R. 1823)

UNITED STATES CIVIL SERV-ICE COMMISSION, [SEAL] WII. C. HULL, Executive Assistant.

[F. R. Doc. 53-6404; Filed, July 20, 1953; 8:48 n. m.)

TITLE 9-ANIMALS AND ANIMAL PRODUCTS

Chapter I-Bureau of Animal Industry, Department of Agriculture

Subchapter C-Interstate Transportation of Animals and Poultry

[B. A. I. Order 383, Revised, Amdt. 1]

PART 76-HOG CHOLERA, SWINE PLAGUE, AND OTHER COMMUNICABLE SWINE DISEASES

SUBPART B-VESICULAR EXAMITHEMA

DESIGNATION OF AREAS IN WHICH SWINE ARE AFFECTED WITH VESICULAR EXANTHELIA

Pursuant to the authority conferred upon the Administrator of the Agricultural Research Administration by § 76.27 of Subpart B, as amended, Part 76, Title 9, Code of Federal Regulations, (18 F R. 3637) § 76.27a of said Subpart B (18 F. R. 3829) is hereby amended to read as follows:

§ 76.27a Designation of areas in which swine are affected with resicular exanthema. The following areas are hereby designated as areas in which swine are affected with vesicular exanthema:

Township 3, Range 23, in Dale County, in

The State of California:

The Town of Manchester, in Hartford County, in Connecticut;

Kennebec, Cumberland, Androscoggin,

Somerset, and York Counties, in Maine; That area consisting of Hampden, Wor-cester, Middlesex, Essex, Suffolk, Norfolk, Bristol, and Plymouth Counties, in Macca-

Bergen, Hudson, Hunterdon, and Morris Counties and that area consisting of Union, Middlesex, Monmouth, Ocean, Burlington, Camden, Gloucester, Atlantic, and Cape May

Camden, Gloucester, Atlantic, and Cape May Counties, in New Jersey; Poughkeepsie Township, in Dutchess County, and that area in Clarkotown Town-ship lying north of New York State Route No. 59, in Rockland County, in New York; Council Grove, Mustang, Oklahoma, and Greeley Townships, in Oklahoma County, in

Oklahoma:

Bucks and Delaware Counties, in Pennsylvania;

Henderson County, that area in Ataccoca County lying west of State Highway No. 346 and north of State Highway No. 173, that area in Bexar County lying south of Highway Loop 13 (South-west Military Drive) and

between U.S. Highways No. 281 and No. 81, and that area in Dallas County lying south of State Highway No. 183 and west of the City of Dallas and U. S. Highway No. 67, in Texas; Sections 31-32, Township 4 North, Range One West, in Davis County, in Utah.

Effective date. The foregoing amendment shall become effective upon issuance.

Section 76.27 of Subpart B, as amended, Part 76, Title 9, Code of Federal Regulations (18 F. R. 3627), quarantines the areas so designated.

The amendment designates the following as areas in which swine are affected with vesicular exanthema in addition to the areas heretofore designated:

Hendercon County, and that area in Dallas County lying couth of State Highway No. 183 and west of the City of Dallas and U. S. Highway No. 67, in Texas.

Hereafter, the restrictions pertaining to the interstate movement of swine and carcasses, parts and offal of swine from or through quarantined areas contained in 9 CFR, Part 76, Subpart B, as amended (18 F. R. 3636 et seq.) apply to these areas.

The amendment excludes from the areas heretofore designated as areas in which swine are affected with vesicular exanthema:

All portions of Hartford County, except the Town of Manchester, in Connecticut;

Section 15 in Green Township, in Clark County, in Ohio.

The Administrator of the Agricultural Research Administration has determined that swine in these areas are no longer affected with the disease, and that the quarantine of such areas is no longer required to prevent the dissemination thereof. Accordingly, these areas are no longer quarantined under said § 76.27, and the restrictions pertaining to the interstate movement of swine and carcasses, parts and offal of swine from or through quarantined areas contained in 9 CFR, Part 76, Subpart B, as amended (18 F. R. 3636 et seq), no longer apply to such areas. However, the restrictions pertaining to such movement from nonquarantined areas contained in said Subpart B apply thereto.

The effect of the amendment is to impose certain further restrictions necessary to prevent the spread of vesicular exanthema, a contagious, infectious, and communicable disease of swine, and to relieve certain restrictions presently imposed. The amendment must be made effective immediately to accomplish its purpose in the public interest and to be of maximum benefit to persons subject to the restrictions which are relieved. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S. C. 1003), it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and contrary to the public interest and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

(Secs. 4, 5, 23 Stat. 32, as amended, sec. 2, 32 Stat. 792, as amended, secs. 1, 3, 33 Stat. 1264, 62 amended, 1265, as amended; 21 U. S. C. 120, 111, 123, 125. Interprets or applies sec. 7, 23 Stat. 32, as amended; 21 U. S. C. 117) Done at Washington, D. C., this 16th Supports will be of benefit in any impairment of blood circulation other than

[SEAL] M. R. CLARKSON,
Acting Administrator
Agricultural Research Administration.
[F. R. Doc. 53-6418; Filed, July 20, 1953;
8:51 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 5995]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

SPENCER, INC.

Subpart-Advertising falsely or misleadingly: § 3.170 Qualities or properties of product or service; § 3.205 Scientific or other relevant facts. In connection with the offering for sale, sale or distribution of respondent's Spencer Supports, or any other product of substantially similar composition, design, or construction or possessing substantially similar properties, whether sold under the same name or any other name, disseminating, etc., to the consuming public as distinguished from the medical profession, any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, the purchase in commerce of said devices by the consuming public, as distinguished from the medical profession, which advertisements represent, directly or by implication: (a) That wearing a Spencer Breast Support will effectively guard against breast diseases, or will guard the health of the breasts generally. (b) that wearing a Spencer Breast Support will improve circulation of blood in the breasts in excess of the benefit afforded to excessively sagging or pendulous breasts; (c) that wearing said devices will be effective in helping to maintain or restore the firmness of the breasts or in restoring tissue tone of sagging breasts; (d) that wearing said devices will be effective in helping to maintain or restore the contour of the breasts, in excess of the support afforded while being worn; (e) that wearing said supports will help to prevent tuberculosis of the lungs or cancer of the breasts; (f) that sagging or pendulous breasts exert harmful or significant pressure on the heart, lungs or diaphragm, invite breast diseases, tend to induce scoliosis, or that such diseases or conditions could be relieved, improved or prevented by wearing a Spencer Support; (g) that Spencer Maternity Breast Supports will prevent abscessed breasts, or are essential in guiding the breasts back to healthful firmness after childbirth; (h) that Spencer Supports will rid the wearer of bulges or posture imperfections or will overcome impairment of digestion; (i) that Spencer Supports will improve or correct poor posture, or overcome impairment of elimination due to postural imperfections, or will exert any influence on bulges or posture in excess of temporary benefit afforded by pressure or support during the time they are actually being worn; (j) that Spencer

pairment of blood circulation other than those cases of hypotension where temporary benefit is afforded by the constriction and pressure while the device is being worn; (k) that wearing such a support will promote healthful posture, will relieve or correct lordosis or the conditions resulting from lordosis, will maintain spinal balance or give the support intended by nature, in excess of the temporary benefit afforded in some cases by the supporting effect of the device while worn; (1) that said supports can be relied upon to place equal weight on each of the discs of the spinal column; (m) that the use of respondent's devices will cause flabby muscles to become firm or trim, or will enable the abdomen to regain its natural healthful flatness: (n) that Spencer Supports can be depended upon to put the abdominal organs in position to function normally, or to raise such organs to their normally natural positions, or otherwise promote normal functioning of these organs, in excess of the benefit afforded in supporting weakened or relaxed abdominal muscles while being worn: (o) that wearing a Spencer Support will effectively relieve nonpathological nausea or any other type of nausea, either in pregnancy or otherwise: (p) that said devices have any value in treating cerebral palsy, diabetes. chronic nephritis, angmoid pain due to radiculitis, tired feet or nervousness, or will be helpful in preventing the pooling of blood in extremities; (q) that said devices have any therapeutic value in treating arthritis, in excess of the possible temporary relief of pain afforded while the support is being worn; (r) that Spencer Supports are indicated for or possess any preventive value for normal individuals, in excess of affording proper support as long as worn, in those cases in which the individual customarily wears a support or corset; (s) that respondent's said devices have any value as preventives of backache or other back troubles, in excess of affording proper support as long as worn; (t) that wearing a Spencer Support will be effective in relieving, correcting or eliminating back fatigue, backache, general fatigue or a tired-out feeling, in excess of the effect afforded by support in some cases while the device is worn; (u) that wearing a Spencer body or breast support will have any effect upon one's vitality, energy pep, mental alertness or general health, except in those infrequent cases. where impairment of said conditions may be attributed to the need of the temporary support derived from the use of such a device while being worn; and (v) that respondent's said devices have any preventive, therapeutic or corrective properties, or that they have any such usefulness other than providing a measure of support to and a change of position of certain parts of the body to which they may be applied during the time the said devices are worn; prohibited.

(Sec. 6, 38 Stat. 722; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Cease and desist order, Spencer, Incorporated, New Haven, Conn., Docket 5995, June 23, 1953.]

This proceeding was heard by Earl J. Kolb, hearing examiner, upon the complaint of the Commission, respondent's answer, and hearings at which testimony and other evidence in support of, and in opposition to the allegations of the complaint, including a stipulation as to the facts entered into between counsel for the respondent and counsel supporting the complaint, were introduced before said examiner, theretofore duly designated by the Commission.

Thereafter the proceeding regularly came on for final consideration by said examiner on the complaint, the answer thereto, and testimony and other evidence including said stipulation as to the facts, duly recorded and filed in the office of the Commission, and said examiner, proposed findings as to the facts and conclusions having been waived, after duly considering the record in the matter and finding that the proceeding was in the interest of the public, made his initial decision comprising certain findings as to the facts, conclusion drawn therefrom, and order to cease and desist.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order to cease and desist, accordingly, under the provisions of said Rule XXII became the decision of the Commission on June 23, 1953.

Said order to cease and desist is as follows:

It is ordered, That the respondent, Spencer Incorporated, a corporation, and its officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of its Spencer Supports, or any other product of substantially similar composition, design or construction, do forthwith cease and desist from:

1. Disseminating or causing to be disseminated to the consuming public as distinguished from the medical profession, any advertisement by means of the United States mails, or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents directly or by implication:

a. That wearing a Spencer Breast Support will effectively guard against breast diseases, or will guard the health of the breasts generally.

- b. That wearing a Spencer Breast Support will improve circulation of blood in the breasts in excess of the benefit afforded to excessively sagging or pendulous breasts.
- c. That wearing said devices will be effective in helping to maintain or restore the firmness of the breasts in restoring tissue tone of sagging breasts.
- d. That wearing said devices will be effective in helping to maintain or restore the contour of the breasts, in excess of the support afforded while being worn.

Filed as part of the original document.

- e. That wearing said supports will help to prevent tuberculosis of the lungs or cancer of the breasts.
- f. That sagging or pendulous breasts exert harmful or significant pressure on the heart, lungs or diaphragm, invite breast diseases, tend to induce scoliosis, or that such diseases or conditions could be relieved, improved or prevented by wearing a Spencer Support.
- g. That Spencer Maternity Breast Supports will prevent abscessed breasts, or are essential in guiding the breasts back to healthful firmness after childbirth.
- h. That Spencer Supports will rid the wearer of bulges or posture imperfections or will overcome impairment of digestion.
- 1. That Spencer Supports will improve or correct poor posture, or overcome impairment of elimination due to postural imperfections, or will exert any influence on bulges or posture in excess of the temporary benefit afforded by pressure or support during the time they are actually being worn.
- J. That Spencer Supports will be of benefit in any impairment of blood circulation other than those cases of hypotension where temporary benefit is afforded by the constriction and pressure while the device is being worn.
- k. That wearing such a support will promote healthful posture, will relieve or correct lordosis or the conditions resulting from lordosis, will maintain spinal balance or give the support intended by nature, in excess of the temporary benefit afforded in some cases by the supporting effect of the device while worn.
- 1. That said supports can be relied upon to place equal weight on each of the discs of the spinal column.
- m. That the use of respondent's devices will cause flabby muscles to become firm or trim, or will enable the abdomen to regain its natural healthful flatness.
- n. That Spencer Supports can be depended upon to put the abdominal organs in position to function normally, or to raise such organs to their normally natural positions, or otherwise promote normal functioning of these organs, in excess of the benefit afforded in supporting weakened or relaxed abdominal muscles while being worn.
- o. That wearing a Spencer Support will effectively relieve non-pathological nausea or any other type of nausea. either in pregnancy or otherwise.
- p. That said devices have any value in treating cerebral palsy, diabetes, chronic nephritis, anginoid pain due to radiculitis, tired feet or nervousess, or will be helpful in preventing the pooling of blood in extremities.
- q. That said devices have any therapeutic value in treating arthritis, in excess of the possible temporary relief of pain afforded while the support is being worn.
- r. That Spencer Support are indicated for or possess any preventive value for normal individuals, in excess of affording proper support as long as worn, in those cases in which the individual customarily wears a support or corset.

- s. That respondent's said devices have any value as preventives of backache or other back troubles, in excess of affording proper support as long as worn.
- That wearing a Spencer Support will be effective in relieving, correcting or eliminating back fatigue, backache, general fatigue or a tired-out feeling, in excess of the effect afforded by support in some cases while the device is worn.
- u. That wearing a Spencer body or breast support will have any effect upon one's vitality, energy, pep, mental alertness or general health, except in those infrequent cases where impairment of said conditions may be attributed to the need of the temporary support derived from the use of such a device while being worn.
- v. That respondent's said devices have any preventive, therapeutic or corrective properties, or that they have any such usefulness other than providing a measure of support to and a change of position of certain parts of the body to which they may be applied during the time the said devices are worn.
- 2. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase of said devices by the consuming public, as distinguished from the medical profession, in com-merce, as "commerce" is defined in the Federal Trade Commission Act, of respondent's said devices, which advertisement contains any of the representations prohibited in Paragraph 1 hereof.

By "Decision of the Commission and order to file report of compliance" Docket 5995, June 23, 1953, which announced and decreed fruition of said mitial decision, report of compliance was required as follows:

It is ordered, That the respondent herein shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with the order to cease and desist,

Issued: June 23, 1953.

By the Commission.

[SEAL]

D. C. DAMEL. Secretary.

[F. R. Doc. 53-6414; Filed, July 20, 1953; 8:50 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter II — Federal Housing Administration, Housing and Home Finance Agency

Subchapter B-Property Improvement Loans

PART 204-TITLE I MORTGAGE INSURANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE Under Insurance Contract

CONDITION OF PROPERTY WHEN TRANS-FERRED; DELIVERY OF DEBENTURES, CER-TIFICATE OF CLAIM AND DEFINITION OF TERM "WASTE"

amended to read as follows:

(1) Debentures of the Title I Housing Insurance Fund as set forth in section 8 of Title I of the act, issued as of the date foreclosure proceedings were instituted or the property was otherwise acquired by the mortgagee after default, bearing interest at the rate of 21/2 percent per annum in the case of mortgages endorsed for insurance prior to March 23, 1953, and at the rate of 234 percent per annum in the case of mortgages endorsed for insurance on or after March 23, 1953, and prior to July 8, 1953, and at the rate of 3 percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semiannually on the first day of January and the first day of July of each year, and having a total face value equal to the value of the mortgage as defined in section 204 (a) of the act. Such value shall. be determined by adding to original principal of the mortgage, which was unpaid on the date of the institution of foreclosure proceedings or the acquisition of the property otherwise after default, the amount of all payments, which have been made by the mortgagee for taxes, ground rent and water rates, which are liens prior to the mortgage, special assessments, which are noted on the application for insurance or which become liens after the insurance of the mortgage, insurance on the property mortgaged and any mortgage insurance premium paid after the institution of foreclosure proceedings or the acquisition of the property otherwise after default, and by deducting from such total any amount received on account of the mortgage after the institution of foreclosure proceedings or the acquisition of the property otherwise after default and from any source relating to the property on account of rent or other income after deducting reasonable expenses incurred in handling the property. There will also be included in the debentures issued by the Commissioner, on account of foreclosure costs actually paid by the mortgagee and approved by the Commissioner an amount not in excess of % of such costs or \$75, whichever is the greater: *Provided*, That with respect to mortgages to which the provisions of sections 302 and 306 of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended, apply, there shall be included in the debentures an amount which the Commissioner finds to be sufficient to compensate the mortgagee for any loss which it may have sustained on account of interest on debentures and the payment of insurance premiums by reason of its having postponed the institution of foreclosure proceedings or the acquisition of the property by other means during any part or all of the period of such military service and 3 months thereafter.

(Sec. 2, 48 Stat. 1246, as amended; 12 U.S.C. 1703. Interprets or applies sec. 102, 64 Stat. 48; 12 U.S. C. 1706c)

Issued at Washington, D. C., July 14,

WALTER L. GREENE. Acting Federal Housing Commissioner.

Section 204.11 (a) (1) is hereby [F. R. Doc. 53-6397; Filed, July 20, 1953; 8:47 a. m.]

Subchapter C-Mutual Mortgage Insurance

PART 222—MUTUAL MORTGAGE INSURANCE; RIGHTS AND OBLIGATIONS OF THE MORT-GAGEE UNDER THE INSURANCE CONTRACT

CONDITION OF PROPERTY WHEN TRANS-FERRED; DELIVERY OF DEBENTURES AND CERTIFICATE OF CLAIM

Section 222.15 (a) (1) is hereby amended to read as follows:

(1) Debentures of the Mutual Mortgage Insurance Fund as set forth in section 204 of the act, issued as of the date foreclosure proceedings were instituted. or the property was otherwise acquired by the mortgagee after default, bearing interest at the rate of 2% percent per annum if issued in exchange for property accepted for insurance pursuant to an application for insurance received by the Commissioner prior to May 15, 1950, and 21/2 percent per annum if assued in exchange for property accepted for insurance pursuant to an application for insurance received by the Commissioner on or after May 15, 1950, and endorsed for insurance prior to March 23, 1953, and at the rate of 234 percent per annum in the case of mortgages endorsed for insurance on or after March 23, 1953, and prior to July 8, 1953, and at the rate of 3 percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semiannually on the first day of January and the first day of July of each year, and having a total face value equal to the value of the mortgage as defined in section 204 (a) of the National Housing Act. Such value shall be determined by adding to original principal of the mortgage, which was unpaid on the date of the institution of foreclosure proceedings or the acquisition of the property otherwise after default, the amount of all payments, which have been made by the mortgagee for taxes, ground rents and water rates, which are liens prior to the mortgage, special assessments, which are noted on the application for insurance or which become liens after the insurance of the mortgage, insurance on the property mortgaged and any mortgage insurance premium paid after the institution of foreclosure proceedings or the acquisition of the property otherwise after default, and by deducting from such total. any amount received on account of the mortgage after the institution of foreclosure proceedings or the acquisition of the property otherwise after default and from any source relating to the property on account of rent or other income after deducting reasonable expenses incurred in handling the property: Provided, however, That with respect to mortgages which are accepted for insurance under section 203 (b) (2) (B) of the National Housing Act, on which the unpaid principal obligation at the time of the institution of foreclosure proceedings exceeds 80 percent of the appraised value of the property as of the date the mortgage was accepted for insurance, there will be included in the debentures issued by the Commissioner, on account of foreclosure costs, actually paid by the mortgagee and approved by the Commissioner, an amount not in excess of 2 percent of the unpaid principal of the mortgage as of

the date of the institution of foreclosure proceedings, but in no event in excess of \$75, except that with respect to mortgages which are accepted for insurance under section 203 (b) (2) (D) of the National Housing Act, there will be included in debentures on account of such foreclosure costs an amount not in excess of two-thirds of such costs or \$75, whichever is the greater: Provided further, That with respect to mortgages to which the provisions of sections 302 and 306 of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended, apply and which are insured under section 203 of the National Housing Act, there shall be included in the debentures an amount which the Commissioner finds to be sufficient to compensate the mortgagee for any loss which it may have sustained on account of interest on debentures and the payment of insurance premiums by reason of its having postponed the institution of foreclosure proceedings or the acquisition of the property by other means during any part or all of the period of such military service and three months thereafter. Such debentures shall be registered as to principal and interest and all or any such debentures may be redeemed, at the option of the Commissioner with the approval of the Secretary of the Treasury, at par and accrued interest on any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe.

(Sec. 211, 52 Stat. 23; 12 U. S. C. 1715b)

Issued at Washington, D. C., July 14,

WALTER L. GREENE,
Acting Federal Housing Commissioner

[F. R. Doc. 53-6401; Filed, July 20, 1953; 8: 47 a. m.]

Subchapter D—Multifamily and Group Housing Ansurance

PART 243—COOPERATIVE HOUSING INSUR-ANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE UNDER INSURANCE CONTRACT

RIGHTS AND DUTIES IN CONNECTION WITH INDIVIDUAL MORTGAGES

Section 243.10 (h) (1) is hereby amended to read as follows:

(1) Debentures of the Housing Insurance Fund as set forth in section 204 of the act, issued as of the date foreclosure proceedings were instituted or the property was otherwise acquired by the mortgagee after default, bearing interest at the rate of 2½ percent per annum in the case of mortgages endorsed for insurance prior to March 23, 1953, and at the rate of 234 percent per annum in the case of mortgages endorsed for insurance on or after March 23, 1953 and prior to July 8, 1953, and at the rate of 3 percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semiannually on the first day of January and the first day of July of each year, and having a total face value equal to the value of the mortgage as defined in section 204 (a) of the act. Such value shall be determined by adding to original principal of the mortgage, which was unpaid on the date of the institution of

foreclosure proceedings or the acquisition of the property otherwise after default, the amount of all payments, which have been made by the mortgagee for taxes, ground rent and water rates, which are liens prior to the mortgage, special assessments, which are noted on the application for insurance or which become liens after the insurance of the mortgage, insurance on the property mortgaged and any mortgage insurance premium paid after the institution of foreclosure proceedings or the acquisition of the property otherwise after default, and by deducting from such total any amount received on account of the mortgage after the institution of foreclosure proceedings or the acquisition of the property otherwise after default and from any source relating to the property on account of rent or other income after deducting reasonable expenses incurred in handling the property: Provided, however That there will be included in the debentures issued by the Commissioner, on account of foreclosure costs actually paid by the mortgagee and approved by the Commissioner an amount not in excess of two-thirds of such costs or \$75. whichever is the greater. Such debentures shall be registered as to principal and interest and all or any such debentures may be redeemed, at the option of the Commissioner with the approval of the Secretary of the Treasury, at par and accrued interest on any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe.

(Sec. 211, 52 Stat. 23; 12 U. S. O. 1715b. Interprets or applies sec. 114, 64 Stat. 54; 12 U. S. C. 1715e)

Issued at Washington, D. C., July 14, 1953.

Walter L. Greene, Acting Federal Housing Commissioner

[F. R. Doc. 53-6400; Filed, July 20, 1953; 8:47 a.m.]

Subchapter H-War Housing: Insurance

PART 277—WAR HOUSING INSURANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE UNDER INSURANCE CONTRACT

CONDITION OF PROPERTY WHEN TRANS-FERRED; DELIVERY OF DEBENTURES; CER-TIFICATE OF CLAIM AND DEFINITION OF THE TERM "WASTE"

Section 277.8 (a) (1) is hereby amended to read as follows:

(1) Debentures of the War Housing Insurance Fund as set forth in section 604 of the act, issued as of the date foreclosure proceedings were instituted or the property was otherwise acquired by the mortgagee after default, bearing interest at the rate of 2½ percent per annum in the case of mortgages endorsed for insurance prior to July 8, 1953, and at the rate of 2¾ percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semiannually on the first day of January and the first day of July of each year, and having a total face value equal to the value of the mortgage as defined in section 604 (a) of the act. Such value

shall be determined by adding to original Subchapter !--War Rental Housing Insurance principal of the mortgage, which was unpaid on the date of the institution of foreclosure proceeding, or the acquisition of the property otherwise after default, the amount of all payments, which have been made by the mortgagee for taxes, ground rent, and water rates, which are liens prior to the mortgage, special assessments, which are noted on the application for insurance or which become liens after the insurance of the mortgage, insurance on the property mortgaged and any mortgage insurance premium paid after the institution of foreclosure proceedings or the acquisition of the property otherwise after default, and by deducting from such total any amount received on account of the mortgage after the institution of foreclosure proceedings or the acquisition of the property otherwise after default and from any source relating to the property on account of rent or other income after deducting reasonable expenses incurred in handling the property · Provided, however, That with respect to mortgages on which the unpaid principal obligation at the time of the institution of foreclosure proceedings exceeds 80 percent of the appraised value of the property as of the date the mortgage was accepted for insurance, there will be included in the debentures issued by the Commissioner, on account of the cost of foreclosure (or of acquiring the property by other means) actually paid by the mortgagee and approved by the Commissioner an amount:

(i) Not in excess of 2 percent of the unpaid principal of the mortgage as of the date of the institution of foreclosure proceedings and not in excess of \$75; or

(ii) Not in excess of two-thirds of such cost, whichever is the greater. With respect to mortgages to which the provisions of sections 302 and 306 of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended, apply and which are insured under section 603 of the National Housing Act, there shall be included in the debentures an amount which the Commissioner finds to be sufficient to compensate the mortgagee for any loss which it may have sustained on account of interest on debentures and the payment of insurance premiums by reason of its having postponed the institution of foreclosure proceedings or the acquisition of the property by other means during any part or all of the period of such military service and three months thereafter.

Such debentures shall be registered as to principal and interest and all or any such debentures may be redeemed, at the option of the Commissioner with the approval of the Secretary of the Treasury, at par and accrued interest or any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe.

(Sec. 607, 55 Stat. 61; 12 U.S. C. 1742)

Issued at Washington, D. C., July 14, 1953.

> Walter L. Greene. Acting Federal Housing Commissioner.

[F. R. Doc. 53-6399; Filed, July 20, 1953; 8:47 a. m.]

PART 282-MULTIPAMILY WAR HOUSING INSURANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE UNDER INSURANCE CONTRACT

COMPUTATION OF BENEFITS RECEIVED BY ASSIGNMENT

Section 282.9 (a) is hereby amended to read as follows:

(a) Debentures of the War Housing Insurance Fund as set forth in section 608 of the act, issued as of the date the mortgage became in default, bearing interest from such date at the rate 21/2 percent per annum in the case of mortgages endorsed for insurance prior to July 8, 1953, and at the rate of 234 percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semi-annually on the first day of January and the first day of July of each year and having a total face value equal to the value of the mortgage as defined in section 608 (c) of the act. Such value shall be determined by adding to the original principal of the mortgage which was unpaid on the date of default the amount the mortgagee may have paid for (1) taxes, special assessments, and water rates which are liens prior to the mortgage; (2) insurance on the property; and (3) reasonable expenses for the completion and preservation of the property and any mortgage insurance premiums paid after default; less the sum of (i) an amount equivalent to 1 percent of the unpaid amount of such principal obligation on the date of default; (ii) any amount received on account of the mortgage after such date; and (iii) any net income received by the mortgagee from the property after such date. Such debentures shall be registered as to principal and interest and all or any such debentures may be redeemed at the option of the Commissioner with the approval of the Secretary of the Treasury at par and accrued interest on any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe. Such debentures shall be issued in multiples of \$50 and any difference not in excess of \$50 between the amount of debentures to which the mortgagee is otherwise entitled hereunder and the aggregate face value of the debentures issued shall be paid in cash by the Commissioner to the mortgagee.

(Sec. 607, 55 Stat. 61; 12 U. S. C. 1742. Interprets or applies sec. 608, 56 Stat. 303, as amended; 12 U.S. C. 1743)

Issued at Washington, D. C., July 14, 1953.

WALTER L. GREENE, Acting Federal Housing Commissioner.

[F. R. Doc. 53-6396; Filed, July 20, 1953; 8:46 a. m.]

Subchapter K-Single-Family Project Loans, War Housing Insurance

PART 289-PROJECT AND INDIVIDUAL MORT-GAGES; RIGHTS AND OBLIGATIONS OF MORTGAGEE

RIGHTS AND DUTIES OF MORTGAGEE UNDER CONTRACT OF INSURANCE

1. Section 289.8 (c) (1) is hereby amended to read as follows:

(1) Debentures of the War Housing Insurance Fund as set forth in section 608 of the act, issued as of the date the mortgage became in default, bearing interest from such date at the rate of 21/2 percent per annum in the case of mortgages endorsed for insurance prior to July 8, 1953, and at the rate of 234 percent per annum in the case of mortgages endorsed_for insurance on or after July 8, 1953, payable semi-annually on the first day of January and the first day of July of each year and having a total face value equal to the value of the mortgage as defined in section 608 (c) of the act. Such value shall be determined by adding to the original principal of the mortgage which was unpaid on the date of default the amount the mortgagee may have paid for taxes, special assessments. and water rates which are liens prior to the mortgage; insurance on the property. and reasonable expenses for the completion and preservation of the property and any mortgage insurance premiums paid after default; less the sum of (i) an amount equivalent to one percent of the unpaid amount of such principal obligation on the date of default: (ii) any amount received on account of the mortgage after such date; and (iii) any net income received by the mortgagee from the property after such date. Such debentures shall be registered as to principal and interest and all or any such debentures may be redeemed at the option of the Commissioner with the approval of the Secretary of the Treasury at par and accrued interest on any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe. Such debentures shall be issued in multiples of \$50 and any difference not in excess of \$50 between the amount of debentures to which the mortgagee is otherwise entitled hereunder and the aggregate face value of the debentures issued shall be paid in cash by the Commissioner to the mortgagee.

2. Section 289.9 (g) (1) is hereby amended to read as follows:

(1) Debentures of the War Housing Insurance Fund as set forth in section 604 of the act, issued as of the date foreclosure proceedings were instituted or the property was otherwise acquired by the mortgagee after default, bearing interest at the rate of 21/2 percent per annum in the case of mortgages endorsed for insurance prior to July 8, 1953, and at the rate of 2% percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semiannually on the first day of January and the first day of July of each year, and having a total face value equal to the value of the mortgage as defined in section 604 (a) of the act. Such value shall be determined by adding to original principal of the mortgage, which was unpaid on the date of the institution of foreclosure proceedings or the acquisition of the property otherwise after default, the amount of all payments, which have been made by the mortgagee for taxes, ground rent and water rates, which are liens prior to the mortgage, special assessments, which are noted on the application for insurance or which become liens after the insurance of the

mortgage, insurance on the property mortgaged and any mortgage insurance premium paid after the institution of foreclosure proceedings or the acquisition of the property otherwise after default, and by deducting from such total any amount received on account of the mortgage after the institution of foreclosure proceedings or the acquisition of the property otherwise after default and from any source relating to the property on account of rent or other income after deducting reasonable expenses incurred in handling the property Provided, however That with respect to mortgages on which the unpaid principal obligation at the time of the institution of foreclosure proceedings exceeds 80 percent of the release clause price as specified in the blanket mortgage applicable to the mortgaged property, or 80 percent of the appraised value as of the date the mortgage was accepted for insurance if a valuation was made at the time of insurance, there will be included in the debentures assued by the Commissioner, on account of the cost of foreclosure (or of acquiring the property by other means) actually paid by the mortgagee and approved by the Commissioner an amount not in excess of 2 percent of the unpaid principal of the mortgage as of the date of institution of foreclosure proceedings and not in excess of \$75; or not in excess of twothirds of such cost, whichever is the greater.

Such debentures shall be registered as to principal and interest and all or any such debentures may be redeemed, at the option of the Commissioner with the approval of the Secretary of the Treasnry, at par and accrued interest on any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe. (Sec. 607, 55 Stat. 61; 12 U. S. C. 1742)

Issued at Washington, D. C., July 14, 1953.

Walter L. Greene, Acting Federal Housing Commissioner [F. R. Doc. 53-6395; Filed, July 20, 1953; B: 46 a. m.]

Subchapter M-Military Housing (Insurance

PART 293—MILITARY HOUSING INSURANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE UNDER INSURANCE CONTRACT

COMPUTATION OF BENEFITS RECEIVED BY ASSIGNMENT

Section 293.9 (a) is hereby amended to read as follows:

(a) Debentures of the Military Housing Insurance Fund as set forth in section 803 of the act, issued as of the date the mortgage became in default, bearing interest from such date at the rate of 2½ percent per annum in the case of mortgages endorsed for insurance prior to July 8, 1953, and at the rate of 2¾ percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semi-annually on the first day of January and the first day of July of each year and having a total face value equal to the value of the mortgage as defined in section 803 (d)

of the act. Such value shall be determined by adding to the original principal of the mortgage which was unpaid on the date of default the amount the mortgagee may have paid for (1) taxes, special assessments, and water rates which are liens prior to the mortgage; (2) insurance on the property and (3) reasonable expenses for the completion and preservation of the property and any mortgage insurance premiums paid after default; less the sum of (i) an amount equivalent to 1 percent of the unpaid amount of such principal obligation on the date of default; (ii) any amount rereived on account of the mortgage after such date; and (iii) any net income received by the mortgagee from the property after such date. Such debentures shall be registered as to principal and interest and all or any such debentures may be redeemed at the option of the Commissioner with the approval of the Secretary of the Treasury at par and accrued interest on any interest payment day on three months' notice of redemption given in such manner as the Commissioner shall prescribe. Such debentures shall be issued in multiples of \$50 and any difference not in excess of \$50 between the amount of debentures to which the mortgagee is otherwise entitled hereunder and the aggregate face value of the debentures issued shall be paid in cash by the Commissioner to the mortgagee.

(Sec. 808, 63 Stat. 570; 12 U. S. C. 1748g)

Issued at Washington, D. C., July 14, 1953.

Walter L. Greene, Acting Federal Housing Commissioner [F. R. Doc. 53-6394; Filed, July 20, 1953; 8: 46 a. m.]

Subchapter N—National Defense Housing

PART 295—NATIONAL DEFENSE HOUSING INSURANCE; RIGHTS AND OBLIGATIONS OF MORTGAGEE UNDER INSURANCE CONTRACT

CONDITION OF PROPERTY WHEN TRANS-FERRED; DELIVERY OF DEBENTURES, CER-TIFICATE OF CLAIM AND DEFINITION OF TERM "WASTE"

Section 295.11 (a) (1) is hereby amended to read as follows:

(1) Debentures of the National Defense Housing Insurance Fund as set forth in section 904 of the act, assued as of the date foreclosure proceedings were instituted or the property was otherwise acquired by the mortgagee after default, bearing interest at the rate of 21/2 percent per annum in the case of mortgages endorsed for insurance prior to July 8, 1953, and at the rate of 234 percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semiannually on the first day of January and the first day of July of each year, and having a total face value equal to the value of the mortgage as defined in section 904 (a) of the act. Such value shall be determined by adding to original principal of the mortgage, which was unpaid on the date of the institution of foreclosure proceedings or the acquisition of the property otherwise

after default, the amount of all payments, which have been made by the mortgagee for taxes, ground rent and water rates, which are liens prior to the mortgage, special assessments, which are noted on the application for insurance or which become liens after the insurance of the mortgage, insurance on the property mortgaged and any mortgage insurance premium paid after the institution of foreclosure proceedings or the acquisition of the property otherwise after default, and by deducting from such total any amount received on account of the mortgage after the institution of foreclosure proceedings or the acquisition of the property otherwise after default and from any source relating to the property on account of rent or other income after deducting reasonable expenses incurred in handling the property. With respect to mortgages on which the unpaid principal obligation at the time of the institution of foreclosure proceedings exceeds 80 percent of the appraised value of the property as of the date the mortgage was accepted for insurance, there will be included in the debentures issued by the Commissioner, on account of the cost of foreclosure (or of acquiring the property by other means) actually paid by the mortgageo and approved by the Commissioner an amount not in excess of 2 percent of the unpaid principal of the mortgage as of the date of the institution of foreclosure proceedings and not in excess of \$75; or not in excess of two-thirds of such cost, whichever is the greater.

(Sec. 907, 65 Stat. 301; 12 W. S. O. 1750f)

Issued at Washington, D. C., July 14, 1953.

Walter L. Greene, Acting Federal Housing Commissioner

[F. R. Doc. 53-6398; Filed, July 20, 1953; 8: 47 a. m.]

Subchapter O—National Defense Rental Housing Insurance

PART .297—NATIONAL DEFENSE RENTAL HOUSING INSURANCE; RIGHTS AND OBLI-GATIONS OF MORTGAGEE UNDER INSUR-ANCE CONTRACT

COMPUTATION OF BENEFITS RECEIVED BY
ASSIGNMENT

Section 297.9 (a) is hereby amended to read as follows:

(a) Debentures of the National Defense Housing Insurance Fund as set forth in section 908 of the act having a total face value equal to the value of the mortgage as defined in section 908 (c) of the act, which value shall be determined by adding to the original principal of the mortgage which was unpaid on the date of default the amount the mortgageo may have paid for (1) taxes, special assessments, and water rates which are liens prior to the mortgage; (2) insurance on the property; and (3) reasonable expenses for the completion and preservation of the property, and any mortgage insurance premiums paid after default; less the sum of (i) an amount equivalent to I percent of the amount of the mortgage advanced to the mortgagor and unpaid; (ii) any amount received on ac-

count of the mortgage after such date; and (iii) any net income received by the. mortgagee from the property after such date. Such debentures shall be issued as of the date the mortgage became in default, bearing interest from such date at the rate of 2½ percent per annum in the case of mortgages endorsed for insurance prior to July 8, 1953, and at the rate of 23/4 percent per annum in the case of mortgages endorsed for insurance on or after July 8, 1953, payable semiannually on the first day of January and the first day of July of each year, shall be registered as to principal and interest and all or any such debentures may be redeemed at the option of the Commissioner with the approval of the Secretary of the Treasury at par and accrued interest on any interest payment date on three months' notice of redemption given in such manner as the Commissioner shall prescribe. Such debentures shall be issued in multiples of \$50.00 and any difference not in excess of \$50.00 between the amount of debentures to which the mortgagee is otherwise entitled hereunder and the aggregate face value of the debentures issued shall be paid in cash by the Commissioner to the mortgagee.

(Sec. 907, 65 Stat. 301; 12 U. S. C. 1750f)

Issued at Washington, D. C., July 14,

Walter L. Greene, Acting Federal Housing Commissioner

[F. R. Doc. 53-6393; Filed, July 20, 1953; 8: 46 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter XVI—Production and Marketing Administration, Department of Agriculture

[Defense Food Order 3, as Amended; Termination]

DFO 3-AGRICULTURAL IMPORTS

TERMINATION

Defense Food Order 3, as amended (17 F R. 6088, 8546, 11866; 18 F R. 1726, 1939) and the sub-orders thereunder, are hereby terminated effective July 1, 1953. With respect to violations, rights accrued, liabilities incurred, or appeals taken with respect to said Defense Food Order 3, as amended, or sub-orders thereunder, prior to the effective date of the provisions hereof, all provisions of said Defense Food Order 3, as amended, and sub-orders shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(Sec. 704, 64 Stat. 816, as amended; 50 U.S.C. App. Sup. 2154)

Done at Washington, D. C., this 15th day of July 1953.

[SEAL] HOWARD H. GOEDON,

Administrator Production and

Marketing Administration.

[F. R. Doc. 53-6421; Filed, July 20, 1953; 8:52 a. m.]

No. 141---2

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter III—Coast and Goodetic Survey, Department of Commerce

PART 302—TRAINING PROGRAM OF THE UNITED STATES COAST AND GEODETIC SURVEY UNDER THE PHILIPPINE REHABILITATION ACT OF 1946

DELETION OF PART

Following the completion on June 30, 1950, of the program undertaken by the U.S. Coast and Geodetic Survey under the Philippine Rehabilitation Act of 1946, Part 302 is deleted.

[SEAL]

R. F. A. STUDDS, Director.

Approved:

Sinclair Weeks, Secretary of Commerce.

[F. R. Doc. 53-6411; Filed, July 20, 1953; 8:49 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 4—DEPENDENTS AND BENEFICIARIES CLAIMS

PAYMENT AS ACCRUED BENEFITS OF CHECKS NOT REGOTIATED PRIOR TO PAYEE'S DEATH OR BY REPRESENTATIVE OF PAYEE'S ESTATE

A new § 4.457 is added as follows:

§ 4.457 Payment as accrued benefits of checks not negotiated prior to payee's death or by representative of payee's estate—(a) Scope of act. (1) Public Law 42, 83d Congress, act of May 29, 1953, eliminates the payment of asset checks by the Veterans' Administration in cases where the payee dies or has died on or after May 29, 1953, and under the circumstances contemplated by the act, will in some instances require the application of separate rules for the payment of accrued benefits. Amounts remaining unpaid from the date of last payment to the date of death, as well as original accrued awards of compensation, pension, and other benefits, will continue to be subject to the limitations outlined in paragraph V (1) of Veterans Regulation 2 (a) (38 U.S.C.ch. 12) as amended by section 12. Public Law 144, 78th Con-If, however, any checks were regress. ceived by a payee prior to his death and are returned, the checks will be canceled, and any amounts which are payable for the period in question will be payable as an accrued benefit under paragraph V (2) of Veterans Regulation 2 (a) as provided in Public Law 42, 83d Congress. An accrued benefit which is payable under this act is not subject to any time limitation with respect to the date of filing claim, or retroactive period covered by the award, or for the filing of evidence in connection with the claim.

(2) The provisions of this act are also applicable to returned and canceled checks issued for amounts previously held in the special deposit account under Public No. 828, 76th Congress, as amended, and to checks for amounts de-

posited in Funds Due Incompetent Beneficiaries for pariods prior to August 8, 1946. The act is not applicable to checks for accrued lump sums representing amounts withheld under Public Law 662, 79th Congress, or to checks for amounts deposited in Funds Due Incompetent Beneficiaries or Personal Funds of Patients for periods on and after August 8, 1946.

(b) Persons entitled. The proceeds of returned and canceled checks are payable by the Veterans' Administration only to the persons and in the order of preference specified in paragraph V (1), Part I, Veterans Regulation 2 (a) These benefits are, however, payable without regard to the fact that a dependent having a higher order of preference may have survived the veteran, if it is shown that at the time a claim is adjudicated such persons are deceased. The fact that a veteran is survived by a widow who dies, irrespective of the date of death, without having received pay-ment of the proceeds of returned and canceled checks will not in itself preclude the payment of such proceeds to a child, or to a dependent mother or father, or to reimburse a person who bore the expense of the veteran's last sickness and burial, in the order named under § 4.160 (a) (Instruction 1, Public Law 42, 83d Congress.)

(Sec. 5, 43 Stat. 603, as amended, sec. 2, 48 Stat. 1016, sec. 7, 48 Stat. 9; 38 U. S. C. 11a, 426, 707)

This regulation is effective July 21, 1953.

[SEAL]

H. V. STIRLING, Acting Administrator.

[F. R. Doc. 53-6380; Filed, July 20, 1953; 8:45 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

[2d Rev. S. O. 833]

PART 95-CAR SERVICE

LUMILIUM LOADING OF CARLOAD TRANSFER FREIGHT REQUIRED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of July A. D. 1953.

It appearing, that the railroads are engaged in the practice of lightly loading transfer part-shipments in box cars at origin and transfer points; that such practice is wasteful and aggravates the car shortage, depleting and dimmishing the use, control, supply, distribution and interchange of such cars which are urgently needed for the movement of certain essential defense materials. The Commission is of the opinion an emergency requiring immediate action exists in all sections of the country where this practice is parmitted: It is ordered, That:

§ 95.883 Minimum loading of carload transfer freight required. (a) (1) No common carrier by railroad subject to the Interstate Commerce Act shall permit carload shipments in box cars to be stopped-off in transit to partially load under tariff provisions where the carrier

may for operating convenience, or upon request of the shipper, place a separate car at the stop-off point, or points, to be loaded with the freight that would otherwise be loaded thereinto the car, or cars, containing the shipment ordered to be stopped, and such car, or cars, shall not be treated as though they had been partially loaded at the stop-off point, or points, unless the amount of such freight at point of origin, or the stop-off point, or points, equals or exceeds 15,000 pounds for each car, or unless each shipment is destined to a point 500 miles or more from point of origin or the stop-off point, or points.

(2) No common carrier by railroad, subject to the Interstate Commerce Act, shall permit carload shipments in box cars to be stopped-off in transit to partially unload under the tariff provisions where the carrier will, at its convenience, or upon specific request of a shipper, transfer that portion of the shipment consigned to either the stop-off point, or points, or to the final destination, and forward shipment to stop-off point, or points, or the final destination in another box car unless the amount of such freight destined to the stop-off point, or

points, equals or exceeds 15,000 pounds for each car, or unless each shipment is destined to a point 500 miles or more from the trans-loading point, or points,

(b) Application: The provisions of this section shall apply to shipments moving in intrastate commerce, as well as to those moving in interstate commerce.

(c) Effective date: This section shall become effective at 7:00 a.m., July 15, 1953.

(d) Expiration date: This section shall expire at 6:59 a. m., October 31, 1953, unless otherwise modified, changed, suspended or annulled by order of this Commission.

(e) Exceptions: Any exceptions to the provisions of this section shall be covered by special permits issued by Mr. Charles W Taylor, Director, Bureau of Service, Washington 25, D. C., for the use of certain types of box cars.

(f) Rules and regulations suspended: The operation of all rules and regulations, insofar as they conflict with the provisions of this section is hereby suspended.

(g) Announcement of suspension: Each of such railroads, or its agent, shall publish, file, and post a supplement to each of its tariffs affected by this section, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of any of the provisions therein,

It is further ordered, That this order vacates and supersedes Revised Service Order No. 888 and that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register. (Sec. 12, 24 Stat. 383, as amended; 49 U.S. C. 12. Interprets or applies sec. 1, 24 Stat. 379, as amended; 49 U.S. C. 1)

By the Commission, Division 3.

SEAL] GEORGE W LAIRD,
Acting Secretary.

[F. R. Doc. 53-6405; Filed, July 20, 1953; 8: 48 a. m.]

NOTICES

DEPARTMENT OF JUSTICE

Office of the Attorney General

[Order 21-53]

DESIGNATION OF ORGANIZATIONS IN CON-NECTION WITH FEDERAL EMPLOYEES SE-CURITY PROGRAM

JULY 15, 1953.

Pursuant to Executive Order No. 10450 establishing security requirements for government employees, organizations previously designated pursuant to Part III, section 3 of Executive Order No. 9835 and redesignated pursuant to Executive Order No. 10450 were published in the FEDERAL REGISTER of May 12, 1953 (18 F R. 2741) The following misspellings which occurred in the listing in the FEDERAL REGISTER of May 12, 1953, are corrected as follows:

1. "Communits Party, U. S. A." should read "Communist Party, U. S. A."

2. "Federation of Italian War Veterans in the U. S. A., Inc. (Associazione Nazionale Combattenti Italiani, Federazion degli Stati Uniti d' America)" should read "Federation of Italian War Veterans in the U. S. A., Inc. (Associazione Nazionale Combattenti Italiani, Federazione degli Stati Uniti d' America)"

3. "Jikoyoku Iinkai (The Committee for the Crisis)" should read "Jikyoku Iinkai (The Committee for the Crisis)"

4. "Kyffhaeuser, also know as Kyffhaeuser League (Kyffhaeuser Bund) Kyffhaeuser Fellowship (Kyffhaeuser Kamaradschaft)" should read "Kyffhaeuser, also known as Kyffhaeuser League (Kyffhaeuser Bund), Kyffhaeuser Fellowship (Kyffhaeuser Kameradschaft)"

The Nationalist Party of Puerto Rico, previously designated pursuant to Exec-

utive Order No. 9835, is hereby redesignated pursuant to Executive Order No. 10450.

The following organizations to which notices of proposed designation within the purview of Executive Order No. 10450 were sent in accordance with the rules of procedure promulgated April 29, 1953 (18 F. R. 2619 28 CFR 41.1-41.11) have failed to file proper notice of contest and are therefore designated pursuant to Executive Order No. 10450.

American Committee to Survey Labor Conditions in Europe.

American Poles for Peace. Baltimore Forum.

, Bridges-Robertson-Schmidt Defense Committee.

California Emergency Defense Committee. Chopin Cultural Center.

Committee for Constitutional and Political Freedom.

Committee for the Defense of the Pittsburgh Six.

Committee for World Youth Friendship

and Cultural Exchange.

Committee to Defend Marie Richardson. Council of Greek Americans.

Council for Jobs, Relief and Housing. Jewish Cultural Society.

Maurice Braverman Defense Committee.
National Committee for Freedom of the
Press.

North Philadelphia Forum.

Political Prisoners' Welfare Committee. Russian American Society, Inc.

United Committee of Jewish Societies and Landsmanschaft Federations, also known as Coordination Committee of Jewish Landsmanschaften and Fraternal Organizations.

Washington Committee to Defend the Bill of Rights.

HERBERT BROWNELL, Jr., Attorney General.

[F. R. Doc. 53-6416; Filed, July 20, 1953; 8:50 a. m.]

[Order 22-53]

DESIGNATION OF ORGANIZATIONS IN CON-NECTION WITH FEDERAL EMPLOYEE SECURITY PROGRAM

JULY 15, 1953.

Notice of proposed designation under Executive Order No. 10450 has been forwarded by registered mail to each of the organizations listed below and has been returned unclaimed. Therefore, in accordance with § 41.1 (b) of the rules of procedure with respect to notice, hearing, and designation of organizations in connection with the Federal employee security program (18 F R. 2619; 28 CFR 41.1-41.11) notice is hereby given that failure to file a notice of contest within thirty days from this date shall be deemed as acquiescence in such proposed designation.

American Committee for the Settlement of Jews in Birobidjan, Inc.

American Polish League.

Bulgarian American People's League of the United States of America.

Committee for Peace and Brotherhood Festival in Philadelphia.

Committee for the Protection of the Bill of Rights.

Committee to Uphold the Bill of Rights. Frederick Douglass Educational Center. Harlem Trade Union Council.

Joint Council of Progressive Italian-Americans, Inc.

Labor Council for Negro Rights.

Maritime Labor Committee to Defend Al Lannon.

National Labor Conference for Peace.

Peace Information Center.

People's Drama, Inc.

Philadelphia Labor Committee for Negro Rights.

Provisional Committee of Citizens for Peace, Southwest Area.

Puertorriquenos Unidos (Puerto Ricans United).

Quad City Committee for Peace. Eanta Barbara Peace Forum. Tri-State Negro Trade Union Council. Union of New York Veterans. Voice of Freedom Committee. Yugoslav-American Cooperative Home, Inc.

HERBERT BROWNELL, Jr.,
Attorney General.

[F. R. Doc. 53-6417; Filed, July 20, 1953; 8:51 a. m.]

DEPARTMENT OF DEFENSE

Office of the Secretary

SECRETARIES OF THE ARLLY, NAVY, AND AIR FORCE

DELEGATION OF AUTHORITY WITH RESPECT TO SECRECY OF CERTAIN INVENTIONS AND WITHHOLDING OF PATENT

Pursuant to the authority vested in me by section 202 (f) of the National Security Act of 1947, as amended, 5 U. S. C. 171a, and Title 35, United States Code, section 188, the following delegation of authority is granted.

The Secretary of the Army, the Secretary of the Navy and the Secretary of the Air Force are hereby respectively delegated all powers conferred by Title 35, U.S. Code, Sections 181, 182, and 184 on the Secretary of Defense with respect to secrecy of certam inventions and withholding of patent.

The delegates named hereinabove are hereby authorized to make further delegations of this authority to a patent advisory board under the management control of the Department of the Army.

This delegation of authority shall be effective as of February 1, 1952.

C. E. WILSON, Secretary of Defense.

JULY 15, 1953.

[F. R. Doc. 53-6391; Filed, July 20, 1953;

DEPARTMENT OF THE TREASURY

Bureau of Customs

[341.241]

BLEACHED COTTON GAUZE

TARIFF CLASSIFICATION

JULY 16, 1953.

The Bureau by its letter to the collector of customs at Buffalo, New York, dated July 16, 1953, ruled that bleached cotton gauze manufactured abroad from unbleached cotton gauze of American origin has been processed beyond an alteration and is not entitled to the benefits of paragraph 1615 (g), Tariff Act of 1930, as amended.

This decision will be effective to such or similar merchandise entered, or withdrawn from warehouse, for consumption on or after 90 days from the date of publication of an abstract thereof in a forthcoming issue of the weekly Treasury Decisions.

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

[F. R. Doc. 53-6412; Filed, July 20, 1953; 8:49 a. m.]

Fiscal Service, Bureau of Accounts

[Dept. Circ. 570, Rev. Apr. 20, 1943, 1953, 91st Supp.]

United States Guarantie Co. and Federal Insurance Co.

SURETY COMPANIES ACCEPTABLE ON FEDERAL BONDS; REVOCATION OF AUTHORITY

JULY 14, 1953.

The certificate of authority issued by the Secretary of the Treasury to United States Guarantee Company, New York, New York, under the provisions of the Act of Congress approved July 30, 1947 (6 U. S. C. 6–13) to qualify as sole surety on recognizances, stipulations, bonds and undertakings permitted or required by the laws of the United States, has been revoked effective as of the close of business on June 30, 1953.

Federal Insurance Company, a New Jersey corporation, holds a certificate of authority from the Secretary of the Treasury as an acceptable surety on bonds in favor of the United States, and as the sole surviving corporation under an agreement of merger dated May 11, 1953, and effective July 1, 1953, approved by the Insurance Department of the State of New York on June 24, 1953, and the Department of Banking and Insurance of the State of New Jerrey on June 30, 1953, acquired all of the assets and assumed all of the liabilities of Federal Insurance Company and United States Guarantee Company. Further details as to this agreement of merger may be obtained from the Treasury Department, Bureau of Accounts, Surety Bonds Branch, Washington 25, D. C.

The underwriting limitations as of May 1, 1953, of Federal Insurance Company and United States Guarantee Company are \$3,408,000 and \$2,586,000 respectively. The merger of the two companies results in a combined underwriting limitation of \$5,994,000 for the surviving corporation, Federal Insurance Company.

[SEAL] M. B. Folson,

Acting Secretary of the Treasury.

[F. R. Doc. 53-6413; Filed, July 20, 1953; 8:49 a.m.]

DEPARTMENT OF THE INTERIOR

Geological Survey

MISSOURI RIVER, MONTANA

POWER SITE CLASSIFICATION NO. 428

Pursuant to authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U. S. C. 31), and by Departmental Order No. 2333 of June 10, 1947 (43 C. F R. 4.623; 12 F. R. 4025), the following described land is hereby classified as power sites insofar as title thereto remains in the United States and subject to valid existing rights; and this classification shall have full force and effect under the provisions of sec. 24 of the act of June 10, 1920, as amended by sec. 211 of the act of August 26, 1935 (16 U. S. C. 818);

Pedicipal Minidian, Montana

T. 25 N., R. 10 L., Sec. 20, lot 9; Sec. 21, lotb 2 and 5. T. 15 N., R. 3 W., Sec. 2, lot 10; Sec. 3, lot 8; Sec. 10, lot 10.

The area described aggregates 63.16 acres.

Dated: July 14, 1953.

W. E. WRATHER,
Director.

[P. R. Doc. 53-6332; Filed, July 20, 1953; 8:46 c. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 10199, 10204]

ARCTIC TELEPHONE & TELEGRAPH CO. AND AERONAUTICAL RADIO, INC.

ORDER SCHEDULING HEARING

In re applications of Arctic Telephone & Telegraph Company for construction permit for an aeronautical and aeronautical fixed station to be located at the International Airport, Spenard, Alaska; Docket No. 10199, File No. 8107–A3-P-F and Aeronautical Radio, Inc., for construction permit to relocate aeronautical and aeronautical fixed stations KWH2/KWC99 from Elmendorf Field to the existing transmitter site of station KWD6/KWC65, and add remote control points; Docket No. 10204, File No. 14572–A3-P-G.

The Commission having under consideration, on its own motion, the matter of scheduling the time and place for a hearing in the above-entitled proceeding; and

It appearing, that the hearing in the above-entitled matter was, by order dated November 5, 1952, scheduled to be held at a location in the Pacific Northwest at a place and date to be specified by subsequent order; and

It further appearing, that there are presently scheduled hearings in the State of California to be held on August 13, 1953, and August 21, 1953; and that it would conduce to the proper dispatch of Commission business to schedule the hearing in the instant proceeding to a date shortly thereafter at Portland, Oregon;

It is ordered, This 9th day of July 1953, that the hearing in the above-entitled matter be held commencing on August 27, 1953, at 10:00 a.m., at Portland, Oregon; and

It is further ordered, That Elizabeth C. Smith is assigned to preside at the hearing in the above-entitled matter.

FEDERAL COMMUNICATIONS COMMUNICATION,

[SEAL] T. J. SLOWIE, Secretary.

[P. R. Doc. 53-6327; Filed, July 20, 1953; 8:45 a. m.] [Docket No. 10536]

JOHN POOLE BROADCASTING CO. (KBIG), ORDER CONTINUING HEARING

In re application of John H. Poole, tr/as John Poole Broadcasting Co. (KBIG) Avalon, California, for license to cover construction permit for new AM station; Docket No. 10536, File No. BL-4897.

Upon request of counsel for Columbia Broadcasting System, Inc., of California, and without objection thereto by the other parties, the hearing scheduled to commence on July 20, 1953, is hereby continued until 10:00 a. m., August 3, 1953.

Released: July 13, 1953.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE, Secretary.

[F. R. Doc. 53-6388; Filed, July 20, 1953; 8:45 a. m.]

[Docket No. 10587]

GREEN BAY BROADCASTING CO. (WMAW)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Green Bay Broadcasting Company (WMAW), Menominee, Michigan, for modification of construction permit; Docket No. 10587, File No. BMP-6064.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 8th day of July 1953:

The Commission having under consideration the above-entitled application for modification of construction permit to increase power from 100 watts to 250 watts:

It appearing, that the applicant is legally, technically, financially and otherwise qualified to operate Station WMAW as proposed, but that the application may involve interference with Station WMTE, Manistee, Michigan and otherwise not comply with the Standards of Good Engineering Practice; particularly with reference to the excessive amount of persons residing within the 250 my/m blanket contour and high percentage of persons residing within the interference area with respect to those residing within the actual primary area:

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the subject applicant was advised by letter dated March 11, 1953, of the aforementioned deficiencies and that the Commission was unable to conclude that a grant of the application would be in the public interest;

It further appearing, that the applicant filed a reply on April 28, 1953, in an attempt to justify a grant, and that Station WMTE filed a reply on March 30, 1953, in which it stated its objections to a grant of the proposal and that it was not able to appear at a hearing; and

It further appearing, that, the Commission, after consideration of the replies, is still unable to conclude that a grant would be in the public interest,

and moreover, is of the opinion that under section 316 of the Communications Act of 1934, as amended, a hearing is mandatory.

It is ordered, That, pursuant to section 309 (b) of the Communications Act of 1934, as amended, the said application is designated for hearing at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station, and the availability of other primary service to such areas and populations.

2. To determine whether the operation of the proposed station would involve objectionable interference with Radio Station WMTE and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other primary service to such areas and populations.

3. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations with particular reference to the excessive population residing within the proposed 250 my/m blanket contour; and the high percentage of population within the interference area to the population within the interference-free service area.

It is further ordered, That Manistee Radio Corporation, licensee of Radio Station WMTF Manistee, Michigan, is made a party to this proceeding.

Released: July 13, 1953.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE, Secretary.

[F. R. Doc. 53-6389; Filed, July 20, 1953; 8:45 a. m.]

[U. S. Change List No. 514]

U. S. STANDARD BROADCAST STATIONS

LIST OF CHANGES, PROPOSED CHANGES, AND CORRECTIONS IN ASSIGNMENTS

JULY 8, 1953.

Notification under the provisions of Part III, section 2 of the North American Regional Broadcasting Agreement.

This notification consists of a list of changes, proposed changes, and corrections in assignments of United States Standard Broadcast Stations modifying the Appendix containing assignments of United States Standard Broadcast Stations, Mimeograph #48126, attached to the "Recommendations of the North American Regional Broadcasting Agreement Engineering Meeting January 30, 1941" as amended.

UNITED STATES

Call letters	Location 1	Power (kv)	Antenna	Sched- ulo	Olass	Date of F. C. C. action	Pro- posed date of change or com- mence- ment of opera- tion
KAFY	Bakersfield, Calif. (PO: 1kw.DA-1)	1	550 kilocycles DA-2 800 kilocycles	Ū	ш-в	7-8-63	7-8-81
WIBK	Knoxville, Tenn. (delete assignment)						
WHYL	Carlisle, Pa	1	960 kilocycles ND	D	111	Now in	 operation.
KLIQ	Portland, Oreg. (change in call letters from KBKO).	C	1,290 kilocycles			**********	
WRBC	Jackson, Miss. (change in call letters		1,300 kilocycles				ı
,, = = = = = = = = = = = = = = = = = =	from WJDX).		1,380 kilocycles				
WHYL,	Carlisle Pa. (delete assignment vide 960 kc/s).		1 IEO hiloanaloa		*******		
KOAT	Albuquerque, N. Mex. (delete assign-		1,460 kilocycles				
WDIX	ment vide 1,240 kc/s). Orangehurg, S. C. (change in call						1
	Orangeburg, S. C. (change in call letters from WRNO).		1,490 kilocycles				
NEW	Coral Gables, Fla	0. 25	ND ND	ซ	IV	7-8-53	7-8-51

FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, Secretary.

[F. R. Doc. 53-6390; Filed, July 20, 1953; 8:45 a. m.]

DEPARTMENT OF AGRICULTURE

[SEAL]

Production and Marketing Administration

CHEDDAR CHEESE

QUANTITY AVAILABLE FOR APPORTIONMENT

By virtue of the authority vested in me by the Administrator, Production and Marketing Administration (18 F R. 4103), it is hereby determined that 1,180,000 pounds of cheddar cheese from New Zealand will be available for apportionment among eligible applicants for import licenses pursuant to the provisions of § 6.24 (c) (3) (iii) of Import Regulation 1 (18 F R. 3819, 3822) The import licenses will be issued in the manner prescribed in § 6.24 (c) (3) (iv).

Applications for licenses must be made on or before August 31, 1953, and must conform to the requirements in § 6.24 (c) (3) (iii) Such applications should be forwarded to the Office of Requirements and Allocations, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C., Ref: 1R-1 (Agricultural Imports)

Issued at Washington, D. C., this 15th day of July 1953.

[SEAL]

R. H. Roberts, Acting Director

Office of Requirements and Allocations.

[F. R. Doc. 53-6420; Filed, July 20, 1953; 8:51 a. m.]

GENERAL SERVICES ADMIN-ISTRATION

SECRETARY OF THE INTERIOR

DELEGATION OF AUTHORITY WITH RESPECT TO DISPOSAL OF ALLIONIUM NITRATE FA-CILITIES, CRAB ORCHARD NATIONAL WILD-LIFE REFUGE

1. Pursuant to authority vested in me by the provisions of the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, I hereby authorize the Secretary of the Interior to dispose of the real and related personal property comprising the ammonium nitrate facilities located at the Crab Orchard National Wildlife Refuge, Carbondale, Illinois, and more specifically described in GSA Form 30 "Report of Excess Real Property" submitted to the General Services Administration by the Chief, Division of Administration, Fish and Wildlife Service, Department of the Interior, Washington 25, D. C., under date of January 14, 1953.

2. The authority conferred herein shall be exercised in accordance with the Act and regulations of this Administration issued pursuant thereto.

3. The authority delegated herein may be redelegated to any officer or employee of the Department of the Interior.

4. This delegation shall be effective as of the date hereof.

Dated: July 16, 1953.

EDMUND F MANSURE,
Administrator

[F. R. Doc. 53-6464; Filed, July 17, 1953; 4:51 p. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3237]

ADOLPH GOBEL, INC.

ORDER SUMMARILY SUSPENDING TRADING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 15th day of July A. D. 1953.

The Commission by order adopted on March 13, 1953, pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, having summarily suspended trading in the \$1 par value common stock

of Adolf Gobel, Inc. on the American Stock Exchange for a period of ten days from that date, and subsequently having entered additional orders further suspending such trading in order to prevent fraudulent, deceptive, or manipulative acts or practices; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on that Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion that such suspension is necessary in order to prevent fraudulent, deceptive, or manipulative acts or practices, with the result that it will be unlawful under section 15 (c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule X-15C2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of, such security otherwise than on a national securities exchange.

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, that trading in said securities on the American Stock Exchange he summarily suspended in order to prevent fraudulent, deceptive, or manipulative acts or practices, effective at the opening of the trading session on said Exchange on July 16, 1953, for a period of ten days.

By the Commission.

[SEAL]

ORVAL L. DUEOIS, Secretary,

[F. R. Doc. 53-6402; Filed, July 20, 1953; 8:43 a. m.]

[File No. 70-3107] Ohio Power Co.

NOTICE OF PROPOSED ADOPTION OF AMERICED ARTICLES OF INCORPORATION, INCLUDING PROTECTIVE PROVISIONS FOR PREFERRED STOCK

JULY 15, 1953.

Notice is hereby given that The Ohlo Power Company ("Ohlo"), an Ohlo public utility corporation which is a subsidiary of American Gas and Electric Company, a registered holding company, has filed a declaration pursuant to the Public Utility Holding Company Act of 1935 ("the act"), designating sections 6 and 7 of the act as applicable to the proposed transaction, which is summarized as follows:

In its order issued on January 12, 1953, in connection with the issuance and sale by Ohio of 100,000 shares of Cumulative Preferred Stock (Holding Company Act Release No. 11660) the Commission imposed certain conditions relating to the issuance of any other class of stock ranking prior to or on a parity with said issue, and to the declaration or payment of dividends on the Common Stock of the company, which conditions were imposed for the protection of the preferred stock issue then approved.

In lieu of annexing said protective provisions as an amendment to its existing Articles of Incorporation, as heretofore contemplated. Ohio now proposes to adopt Amended Articles of Incorporation incorporating said protective provisions in substantial form; which Amended Articles it plans to submit to its stockholders for approval at a special meeting to be held on August 25, 1953. Ohio states that its parent, American Gas and Electric Company, which holds all of Ohio's Common Stock and more than two-thirds of Ohio's voting power, intends to vote in favor of the proposed Amended Articles of Incorporation.

It is requested that the Commission, upon notification that the Amended Articles have been adopted and become effective, rescind the conditions imposed in its Order of January 12, 1953, aforesaid.

Ohio's expenses herein are estimated at \$5,300, of which \$3,250 is for legal fees.

It is requested that the Commission's order herein become effective forthwith upon issuance.

Notice is further given that any interested person may, not later than July 24, 1953, at 5:30 p. m., e. d. s. t., request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law, if any, raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after said date said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-6493; Filed, July 29, 1953; 8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 23277]

PHOSPHATIC FEED SUPPLEMENTS FROM CERTARY STATES TO WESTLERY TRUNK-LINE TERRITORY

APPLICATION FOR RELIEF

July 16, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by L. C. Schuldt, Agent, for carriers parties to schedule listed below.

Commodities involved: Phosphatic feed supplements, viz: phosphate, defluorinated; superphosphate, defluori-

nated; phosphate di-calcium; and bone meal, carloads.

From: Buffalo, N. Y., Carteret, N. J., Detroit, Mich., Niagara Falls, N. Y., Peabody, Mass., South Wilmington, Mass., Suspension Bridge, N. Y., Trenton, Mich., and Zylonite, Mass.

To: Points in western trunk-line territory.

Grounds for relief: Competition with rail carriers, circuitous routes, to apply rates constructed on the basis of the short-line distance formula.

Schedules filed containing proposed rates: L. C. Schuldt, Agent, tariff I. C. C. No. 4565.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. 'Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W LAIRD, Acting Secretary.

[F. R. Doc. 53-6406; Filed, July 20, 1953; 8:48 a.m.]

[4th Sec. Application 28278]

SUGAR AND CONCRETE MIX BETWEEN POINTS IN TEXAS

APPLICATION FOR RELIEF

JULY 16, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by Lee Douglass, Agent, for carriers parties to schedule listed below.

Commodities involved: Concrete mix, dry, and sugar, beet, cane, corn, or sorghum grain, carloads.

Between: Points in Texas except sugar traffic applies from Sugarland, Tex., to Vernon. Tex.

Grounds for relief: Competition with rail carriers, circuitous routes, to meet intrastate rates.

Schedules filed containing proposed rates: Lee Douglass, Agent, tariff I. C. C. No. 807, supp. 27.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than

applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W LAIRD, Acting Secretary.

[F. R. Doc. 53-6407; Filed, July 20, 1953; 8:48 a. m.]

[4th Sec. Application 28279]

CLAY, KAOLIN OR PYROPHYLLITE, FROM GEORGIA AND SOUTH CAROLINA TO WEST-BROOK-CUMBERLAND MILLS, MAINE

APPLICATION FOR RELIEF

JULY 16, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below. Commodities involved: Clay, kaolin or

pyrophyllite, carloads.

From: Points in Georgia and South Carolina.

To: Westbrook-Cumberland Mills, Maine.

Grounds for relief: Competition with rail carriers, market competition, competition with foreign clay.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, tariff

I. C. C. No. 1323, supp. 19.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission. in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD, Acting Secretary.

[F. R. Doc. 53-6408; Filed, July 20, 1953; 8:49 a. m.]

[4th Sec. Application 28280]

VARIOUS COMMODITIES FROM OR TO POINTS IN SOUTHERN TERRITORY

APPLICATION FOR RELIEF

JULY 16, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedules listed in Agent C. A. Spaninger's tariff I. C. C. No. 1324 and other tariffs listed in exhibit A of the application, pursuant to fourth-section Order No. 17220.

Commodities involved: Various commodities.

Between: Points in southern territory and between points in southern territory and points in official territory.

Grounds for relief: Competition with rail carriers, circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W Laird, Acting Secretary.

'[F. R. Doc. 53-6409; Filed, July 20, 1953; 8:49 a. m.]

[4th Sec. Application 28281]

SODA ASH FROM BATON ROUGE AND NORTH BATON ROUGE, LA., TO MOBILE, ALA.

APPLICATION FOR RELIEF

JULY 16, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr., Agent, for the Gulf, Mobile and Ohio Railroad Company and Illinois Central Railroad Company.

Commodities involved: Soda ash, carloads.

From: Baton Rouge and North Baton Rouge, La.

To: Mobile, Ala.

Grounds for relief: Competition with rail carriers, circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1167, supp. 88.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the

Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief

is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W. Laird, Acting Secretary.

[F. R. Doc. 53-6410; Filed, July 20, 1953; 8:49 a. m.]